



SPW

Attorney Docket No. 1594.1276

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Sung-Hea CHO et al.

Application No.: 10/648,244

Group Art Unit: 3746

Confirmation No.: 3731

Filed: August 27, 2003

Examiner: Belt, Samuel E.

For: VARIABLE CAPACITY ROTARY COMPRESSOR

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action mailed October 2, 2006, having a shortened period for response set to expire on December 2, 2006, the following remarks are provided.

I. Provisional Election of Claims Pursuant to 37 CFR §1.142

Applicants provisionally elect Species II (claims 1-12, 15 and 20-22, claims 15 and 20-22 being generic to both species) in response to the preliminary restriction requirement set forth in the Office Action.

If any further fees are required in connection with the filing of this Amendment, please charge the same to our deposit account number 19-3935.

Should any questions remain unresolved, the Examiner is requested to telephone Applicants' attorney.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 11/29/06

By:


Kari P. Footland
Registration No. 55,187

1201 New York Ave, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501